

## Fiscal Estimate - 2009 Session

☒ Original
 ☐ Updated
 ☐ Corrected
 ☐ Supplemental

<b>LRB Number</b> <b>09-0959/2</b>	<b>Introduction Number</b> <b>AB-0035</b>		
<b>Description</b> The use of race-based names, nicknames, logos, and mascots by school boards, requiring the exercise of rule-making authority, and providing a penalty			
<b>Fiscal Effect</b>  <b>State:</b> <div style="display: flex; flex-wrap: wrap;"> <div style="width: 33%;"> <input type="checkbox"/> No State Fiscal Effect  <input checked="" type="checkbox"/> Indeterminate                      <input type="checkbox"/> Increase Existing Appropriations                      <input type="checkbox"/> Decrease Existing Appropriations                      <input type="checkbox"/> Create New Appropriations                 </div> <div style="width: 33%;"> <input type="checkbox"/> Increase Existing Revenues  <input type="checkbox"/> Decrease Existing Revenues                 </div> <div style="width: 33%;"> <input type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget                      <input type="checkbox"/> Yes                      <input type="checkbox"/> No  <input type="checkbox"/> Decrease Costs                 </div> </div> <b>Local:</b> <div style="display: flex; flex-wrap: wrap;"> <div style="width: 33%;"> <input type="checkbox"/> No Local Government Costs  <input checked="" type="checkbox"/> Indeterminate                      1. <input checked="" type="checkbox"/> Increase Costs                      3. <input type="checkbox"/> Increase Revenue                      <input checked="" type="checkbox"/> Permissive <input type="checkbox"/> Mandatory                      <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory                      2. <input type="checkbox"/> Decrease Costs                      4. <input type="checkbox"/> Decrease Revenue                      <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory                      <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory                 </div> <div style="width: 33%;"> <b>5. Types of Local Government Units Affected</b>  <input type="checkbox"/> Towns                      <input type="checkbox"/> Village                      <input type="checkbox"/> Cities  <input type="checkbox"/> Counties                      <input type="checkbox"/> Others  <input checked="" type="checkbox"/> School Districts                      <input type="checkbox"/> WTCS Districts                 </div> </div>			
<b>Fund Sources Affected</b> <b>Affected Ch. 20 Appropriations</b> <input type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEGS			
<b>Agency/Prepared By</b> DPI/ Kimberly Chase (608) 266-1344	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 70%; padding: 5px;"><b>Authorized Signature</b> Michael Bormett (608) 266-2804</td> <td style="width: 30%; padding: 5px;"><b>Date</b> 2/12/2009</td> </tr> </table>	<b>Authorized Signature</b> Michael Bormett (608) 266-2804	<b>Date</b> 2/12/2009
<b>Authorized Signature</b> Michael Bormett (608) 266-2804	<b>Date</b> 2/12/2009		

## Fiscal Estimate Narratives

DPI 2/12/2009

LRB Number	09-0959/2	Introduction Number	AB-0035	Estimate Type	Original
<b>Description</b> The use of race-based names, nicknames, logos, and mascots by school boards, requiring the exercise of rule-making authority, and providing a penalty					

### Assumptions Used in Arriving at Fiscal Estimate

Assembly Bill 35 would allow a resident to object to the school district's use of a race-based name, nickname, logo or mascot by filing a complaint with the State Superintendent. If discrimination is found, the school district will be ordered to terminate use of the name, logo or mascot within 12 months. Failure to terminate use could result in the district being subject to a \$100-\$1,000 forfeiture per day.

Local: There are approximately 40 schools in the state that currently use American Indian names, nicknames, logos or mascots. If required to terminate the use of the race-based name, nickname, logo or mascot, costs to a school district would be related to the replacement of existing supplies, team uniforms and associated inventory that currently bear the name, nickname, logo or mascot, and would vary from district to district. It is unknown how many, if any, residents of districts will file complaints and how many hearings will result in termination of the name, nickname, logo or mascot. Thus, local costs are indeterminate.

It is also not known how many, if any, districts will not terminate use of their name, nickname, logo or mascot if ordered to do so. These districts would be subject to a forfeiture of \$100-\$1,000 per day. It is not known how many days that districts would remain out of compliance or the exact amount they'd be ordered to pay. Therefore, the fiscal effect of these provisions are also not able to be determined.

State: Costs to DPI will be related to the number of complaints that are brought to the State Superintendent. Because it is not known how many, if any, complaints will be made, the costs are indeterminate.

### Long-Range Fiscal Implications